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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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UNITED STATES OF AMERICA,

Plaintiff,

v.

JOHNATHAN CHARLES BENION,

Defendant.

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NO. 1:17 CR 154 (11)

**ORDER ADOPTING FINDINGS OF FACT AND RECOMMENDATION**  
**ON DEFENDANT’S GUILTY PLEA**

The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for administration of a guilty plea under Rule 11 of the Federal Rules of Criminal Procedure. Judge Hawthorn conducted a hearing in the form and manner prescribed by Federal Rule of Criminal Procedure 11 and issued his Findings of Fact and Recommendation on Guilty Plea Before the United States Magistrate Judge. The magistrate judge recommended that the court accept the Defendant’s guilty plea. He further recommended that the court adjudge the Defendant guilty on Count One of the Fourth Superseding Indictment filed against the Defendant.

The parties have not objected to the magistrate judge’s findings. The court **ORDERS** that the Findings of Fact and Recommendation on Guilty Plea of the United States Magistrate Judge are **ADOPTED**. The court accepts the Defendant’s plea but defers acceptance of the plea agreement until after review of the presentence report.

It is further **ORDERED** that, in accordance with the Defendant’s guilty plea and the magistrate judge’s findings and recommendation, the Defendant, Johnathan Benion, is adjudged guilty as to Count One of the Fourth Superseding Indictment charging a violation of

21 U.S.C. § 846 (Conspiracy to possess with intent to distribute cocaine HCL and/or cocaine base).

**Signed this date**

**Jul 31, 2019**

A handwritten signature in cursive script that reads "Marcia A. Crone". The signature is written in black ink and is positioned above a horizontal line.

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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE